

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ALI F. ELMEZAYEN,
aka "Ali Sayed,"

Defendant.

No. CR 18-809(A)-JFW

FINAL ORDER OF FORFEITURE

On March 16, 2020, this Court entered a Preliminary Order of Forfeiture ("POF"), ordering the forfeiture of defendant Ali F. Elmezayen's interest in \$80,000.00 in bank funds seized from JP Morgan Chase Bank account '3504, having found that the funds, a portion of the monies paid in response to claims on the referenced insurance policies, represented proceeds of the crimes of defendant's conviction.

Also on March 16, 2020, this Court entered a money judgment of forfeiture, requiring defendant to "forfeit to the United States the sum of \$181,751.70" (representing the amount of insurance proceeds paid that were not recovered by the government) and allowing the government to, "at any time, move pursuant to Rule 32.2(e) to amend this Order of Forfeiture to substitute property having a value not to exceed \$181,751.70 to satisfy the money judgment in whole or in

1 part." (Dkt. 404 at 2.) On June 4, 2020, this Court entered an
2 order amending the money judgment, ordering that \$167,544.42 in bank
3 funds seized on or about April 24, 2020, be applied in partial
4 satisfaction of the outstanding money judgment. (Dkt. 421.)

5 Beginning on March 24, 2020, and ending on April 22, 2020, the
6 United States caused to be published on an official government
7 internet site (www.forfeiture.gov) notice of the forfeiture of the
8 \$80,000.00 seized from JP Morgan Chase Bank account '3504; and,
9 beginning on June 9, 2020, and ending on July 8, 2020, the United
10 States caused to be published on www.forfeiture.gov notice of the
11 forfeiture of the \$167,544.42 applied to the amended money judgment.
12 (See Dkt. 414, 433.) Each of the notices advised of the government's
13 intent to dispose of the listed funds in accordance with law and as
14 specified in the POF and amended money judgment, and further notified
15 all eligible third parties of their right to petition this Court
16 within thirty days for a hearing to adjudicate the validity of their
17 alleged legal interest in the seized funds. The sole petition was
18 filed by Rabab Diab ("Petitioner").

19 No other parties have filed petitions in this proceeding, and
20 the time for filing such petitions has expired. Entry of the final
21 order of forfeiture is proper because the public notice provisions
22 governing criminal forfeiture have been met.

23 The United States of America and Petitioner have requested that
24 a Final Order of Forfeiture be entered pursuant to the terms of their
25 stipulation filed concurrently herewith.

26 **IT IS THEREFORE HEREBY ORDERED, ADJUDGED, AND DECREED** that the
27 property identified in the POF and the amended money judgment be
28

1 disposed of as follows:

2 a. The sum of \$167,544.42, without interest, will be
3 returned to Petitioner; and

4 b. The remaining \$80,000.00 plus the interest earned on
5 the entire amount of the seized funds will be forfeited to the United
6 States of America and no other right, title, or interest shall exist
7 therein. The government will dispose of the funds in accordance with
8 law.

9 Petitioner has released the United States of America, its
10 agencies, agents, and officers, including, without limitation,
11 employees and other representatives of the Federal Bureau of
12 Investigation, from any and all claims, defenses, actions, or
13 liabilities arising out of or related to this action against seized
14 funds, including, without limitation, any and all claims for
15 attorneys' fees, costs, or interest which may be asserted by her or
16 on her behalf.

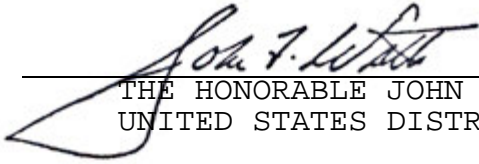
17 The parties shall bear their own costs and attorneys' fees in
18 this action.

19 This Court shall retain jurisdiction over this matter to enforce
20 the provisions of the Final Order of Forfeiture.

21
22 DATED: February 18, 2021

23 PRESENTED BY:

24 /s/ Jonathan Galatzan
25 JONATHAN GALATZAN
26 Assistant United States Attorney
27 Asset Forfeiture Section
28


THE HONORABLE JOHN F. WALTER
UNITED STATES DISTRICT JUDGE